



**EXPEDITED RULE MAKING
(RCW 34.05.353)**

**CR-105 (11/1/01)
EXPEDITED RULE MAKING ONLY**

Agency: Department of Labor and Industries

(a) Title of rule: Chapter 296-307 WAC, Safety Standards for Agriculture

Purpose: The primary reason for this rule making is to delete the pesticide application record forms currently located in WAC 296-307-14510. The Department of Agriculture is responsible for maintaining these forms and updates them periodically through the rule making process. L&I has not always been aware of changes to these forms and as a result the forms in the two separate rules are different. So to reduce confusion with our customers L&I has decided to repeal these forms from our agriculture rule. We are adding a reference in WAC 296-307-14505 that will let our customers know that the forms can be found in the Department of Agriculture's rules chapter 16-228 WAC, General Pesticide Rules.

Other identifying information: See attachment (a)

(b) Statutory authority for adoption: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060

Statute being implemented: Chapter 49.17 RCW

(c) Summary: See attachment (a)

Reasons supporting proposal: See attachment (a)

(d) Name of Agency Personnel Responsible for:	Office Location	Telephone
1. Drafting..... Tracy Spencer	Tumwater	360-902-5530
2. Implementation.... Michael A. Silverstein	Tumwater	360-902-5495
3. Enforcement..... Michael A. Silverstein	Tumwater	360-902-5495

(e) Name of proponent (person or organization): Department of Labor and Industries

☐ Private
☐ Public
☒ Governmental

(f) Agency comments or recommendations, if any, as to statutory language, implementation, enforcement and fiscal matters:
NA

(g) Is rule necessary because of:

Federal Law?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	If yes, ATTACH COPY OF TEXT
Federal Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Citation:
State Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO:

Carmen Moore
Department of Labor and Industries
PO Box 44001, Olympia, WA 98504-4001

AND RECEIVED BY May 24, 2004

CODE REVISER USE ONLY

WSR 04-07-160

NAME
Paul Trause

SIGNATURE

TITLE
Director

DATE
March 23, 2004

(COMPLETE REVERSE SIDE)

(j) Short explanation of rule, its purpose, and anticipated effects:

The primary reason for this rule making is to delete the pesticide application record forms currently located in WAC 296-307-14510. The Department of Agriculture is responsible for maintaining these forms and updates them periodically through the rule making process. L&I has not always been aware of changes to these forms and as a result the forms in the two separate rules are different. So to reduce confusion with our customers L&I has decided to repeal these forms from our agriculture rule. We are adding a reference in WAC 296-307-14505 that will let our customers know that the forms can be found in the Department of Agriculture's rules chapter 16-228 WAC, General Pesticide Rules.

Does proposal change existing rules? ☐ YES

☒ NO

If yes, describe changes:

CR 105 RULE-MAKING ORDER (RCW 34.05.320)

Department of Labor and Industries

WISHA Services Division

CR-105 Filing Date: March 23, 2004

Attachment (a)

(Purpose Statement)

WAC 296-307-14505, What records must an employer keep for pesticide applications?

- Subsection (19): Add language that reads, “Pesticide application record forms can be found in Chapter 16-228 WAC, General Pesticide Rules” for clarity.

WAC 296-307-14510, What do the pesticides forms look like?

- Change the title of this section to “Sample pesticide storage record”.
- Delete all the forms in the section except for the pesticide storage record form.